

MARLBORO TOWNSHIP COUNCIL MEETING

January 19, 2023

The Marlboro Township Council held its regularly scheduled meeting on January 19, 2023 at 7:00 P.M. at the Marlboro Municipal Complex located at 1979 Township Drive, Marlboro, New Jersey.

Council President Qazi opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of this regularly scheduled meeting of the Township Council of the Township of Marlboro was sent to the Asbury Park Press, the Star Ledger, News Transcript and the Board of Education Office on January 17, 2023; published in the Asbury Park Press on November 10, 2022; posted on the Bulletin Board of the Municipal Building; filed in the office of the Municipal Clerk and placed on the Township website and Channel 77.

The Municipal Clerk called the Roll.

PRESENT: Council Vice President DiNuzzo, Councilwoman Marder, Councilman Milman and Council President Qazi. Councilman Scalea was absent.

Also present: Township Attorney Louis N. Rainone, Esq., Business Administrator Jonathan Capp, Municipal Clerk Susan A. Branagan and Deputy Municipal Clerk Jennifer M. Johnson

Council Speaks Out: Councilman Milman mentioned the recent Planning Board meeting he attended. Council Vice President DiNuzzo wished everyone a happy Lunar New Year, stating that it is the year of the rabbit. Council President Qazi offered updates about the Department of Public Works and the Police Department.

Council Vice President DiNuzzo moved that the Council meeting minutes of December 15, 2022 be approved. This was seconded by Councilman Milman, and passed on a roll call vote of 4 - 0 in favor (Councilman Scalea was absent).

Councilman Milman moved that the reorganization meeting minutes of January 5, 2023 be approved. This was seconded by Councilwoman Marder, and passed on a roll call vote of 4 - 0 in favor (Councilman Scalea was absent).

The following Ordinance #2023-001 (Ordinance Fixing the Salaries of Various Officers and Employees of the Township of Marlboro for 2023) was introduced by reference, offered by Council Vice President DiNuzzo, seconded by Councilman Milman and passed on a roll call vote of 4 - 0 in favor (Councilman Scalea was absent).

ORDINANCE #2023-001

ORDINANCE AMENDING CHAPTER 4, ARTICLE XX
(ADMINISTRATION OF GOVERNMENT, OFFICERS AND EMPLOYEES)
AND FIXING THE SALARIES OF VARIOUS
OFFICERS AND EMPLOYEES OF THE
TOWNSHIP OF MARLBORO
2023

BE IT ORDAINED, by the Township Council of the Township of Marlboro, County of Monmouth, as follows:

SECTION 1. The salaries of the hereinafter designated Township officers and employees in accordance with Schedule "A" are attached hereto.

SECTION 2. All salary ordinances heretofore adopted are hereby repealed, and all other parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 3. This Ordinance shall take effect upon passage and publication as required by law.

SCHEDULE A

Mayor	4,800
Councilperson	3,600
Business Administrator	85,000.00 - 171,000.00
Municipal Clerk	65,000.00 - 132,000.00
Deputy Municipal Clerk	45,000.00 - 84,000.00
Chief Financial Officer	78,000.00 - 143,000.00
Finance Director	2,500.00 - 16,000.00
Tax Collector	65,000.00 - 107,000.00
Tax Assessor	65,000.00 - 107,000.00
Municipal Presiding Judge	27,000.00 - 59,000.00
Municipal Judge	20,000.00 - 37,000.00
Township Engineer	90,000.00 - 140,000.00
Superintendent of Public Works	99,900.00 - 171,000.00
Recreation Director	70,000.00 - 113,000.00
Chief of Police	107,000.00 - 275,000.00
Director of Law	100,000.00 - 154,000.00
Director of Community Development	75,000.00 - 168,000.00

As the Consent Agenda, the following resolutions were introduced by reference, offered by Councilwoman Marder, seconded by Council Vice President DiNuzzo and passed on a roll call vote of 4 - 0 in favor (Councilman Scalea was absent).

RESOLUTION #2023-042

AUTHORIZING THE TOWNSHIP OF MARLBORO TO APPLY TO THE
JERSEY CENTRAL POWER AND LIGHT EV DRIVEN PROGRAM FOR THE
INSTALLATION OF ELECTRIC VEHICLE CHARGING STATIONS FOR
FLEET VEHICLES AT TOWN HALL

WHEREAS, Jersey Central Power and Light announced the availability of funds to support and encourage the development of Electric Vehicle charging stations within their territory; and

WHEREAS, the purpose of the Jersey Central Power and Light EV Driven program is to expand clean electric transportation in New Jersey and to help make the transition to electric vehicles more convenient and affordable; and

WHEREAS, the Jersey Central Power and Light EV Driven Program is making available up to \$6,700 per port in reimbursement for qualifying mixed use public and community based projects, in an effort to support the expansion of electric vehicle infrastructure throughout the State of New Jersey; and

WHEREAS, the Township wishes to apply for the maximum amount of funding available to offset the costs for installing electric vehicle charging stations at Town Hall.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the Township is hereby authorized to submit a grant application to the Jersey Central Power and Light EV Driven Program; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to execute an agreement, in a form approved by the Township Attorney for funding from the Jersey Central Power and Light EV Driven Program.

RESOLUTION #2023-043

AUTHORIZING THE TOWNSHIP OF MARLBORO TO APPLY TO THE NEW JERSEY BOARD OF PUBLIC UTILITIES CLEAN FLEET ELECTRIC VEHICLE INCENTIVE PROGRAM FOR FUNDING FOR ELECTRIC VEHICLE CHARGERS AT TOWN HALL

WHEREAS, The New Jersey Board of Public Utilities announced the availability of funds to support and encourage the State of New Jersey and Local Governments to establish electric vehicle fleets; and

WHEREAS, the purpose of the New Jersey Board of Public Utilities Clean Fleet Electric Vehicle Incentive Program is to reduce the number of high use combustion engine automobiles on the road; and

WHEREAS, the New Jersey Board of Public Utilities offers awards of up to \$4,000 per level-two electric vehicle charging station that will be used to power government fleet vehicles; and

WHEREAS, the Township wishes to apply for the maximum amount of funding available to offset the costs of installing electric vehicle charging stations at Town Hall.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the Township is hereby authorized to submit a grant application to the New Jersey Board of Public Utilities Clean Fleet Electric Vehicle Incentive Program; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to execute an agreement, in a form approved by the Township Attorney for funding from the New Jersey Board of Public Utilities Clean Fleet Electric Vehicle Incentive Program.

RESOLUTION #2022-044

A RESOLUTION AUTHORIZING ACCEPTANCE OF DONATIONS FROM AREA BUSINESSES TO BE USED AS DOOR PRIZES FOR THE 2022 SENIOR HOLIDAY PARTY

WHEREAS, the following businesses have donated the following items;

Algonquin Theatre	Show Tickets (2)
All Star Productions	Show Tickets (2)
Applebee's	Gift Card
Aqua Spa	Gift Cards (3)
Archer Brogan	Gift Basket
Artis Senior Living of Eatontown	Gift Basket

Axelrod Performing Arts Center	Gift Card
Bagel World	Gift Cards (3)
Battleview Orchards	Gift Basket
Beach Bum Tanning	Gift Card
Beacon of Life	Gift Basket
Bonefish Grill	Gift Card
Bucks County Playhouse	Show Tickets (2)
Buffalo Wild Wings	Gift Card
Burger Boys	Gift Cards (3)
Cardsmart	Gift Card
Carlo's Gourmet Pizza	Gift Card
Chef's International	Gift Card
Coal Fired Pizza	Gift Card
Costco	Gift Card
Delicious Orchards	Gift Card & Mug
Dusal's Pizza & Restaurant	Gift Card
Folio Art Glass	Gift
Fireside Grill & Bar	Gift Card (2)
Fred & Murry's	Gift Card
George Street Playhouse	Gift Card
Get Yo!	Coupons (77)
Golden Seas	Gift Card
Grandpa's Bagels	Gift Cards (3)
Holiday Salon	Gift Card
Hua Xia Massage	Gift Cards (2)
Jersey Mike's	Gift Card
Lakewood Blue Claws	Game Tickets (4)
Livoti's	Gift Basket & Gift Card
McLoone's	Gift Card
Mixed Greens	Gift Card
Mom's	Gift Card
Nail Lounge	Gift Card
Nonna's	Gift Card
Party Fair	Gift Card
Pizza & Pasta Factory	Gift Card
Playa Bowls	Gift Cards (2) & Products
Polished to Perfection	Gift Card
Profession Nail	Gift Card
Ray Catena Lexus	Gift Basket & Gift Card
Red Tomato	Gift Cards (4)
Renzo's Restaurant	Gift Card
Riverboat Tours	Gift Card
Ruocco's Restaurant	Gift Card
Senior Helpers	Gift Card
Sight & Sound Theatres	Show Tickets (2)
Solomon's Bakery	Cookie Tray
Springpoint Living at Manalapan	Gift Basket
Sweet Lew's Cafe	Gift Card
The Chelsea at Manalapan	Gift Basket
The Food Emporium	Gift Card

The Jewish Home for Rehabilitation & Nursing	Gift Card
Trenton Thunder	Game Tickets (4)
Turning Point	Gift Cards (2)
Tuscany	Gift Card
Wawa	Gift Basket
Wegman's	Gift Cards (6)
Wemrock Orchards	Pie and Donuts

and

WHEREAS, the donated items will be used for the purposes of door prize giveaways for attendees of the 2022 Senior Holiday Party run by the Senior Division of the Recreation Department; and

WHEREAS, the Recreation Department recommends that the Township accept the donations; and

WHEREAS, there has been no promise of future employment, services, goods or other thing of value exchanged in return for said donations.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the donation of the items listed and provided as described above is hereby accepted.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Township Administrator
- b. Township Recreation Director
- c. Senior Citizens Program Director

RESOLUTION #2023-045

A RESOLUTION AUTHORIZING ACCEPTANCE
OF DONATIONS FROM VARIOUS ENTITIES
FOR THE HOLIDAY LIGHTING EVENT

WHEREAS, various entities detailed in ATTACHMENT A have made donations to the Township of Marlboro for Holiday Lighting Event that took place on Wednesday, November 30, 2022; and

WHEREAS, there have been no promises of future employment, services, goods or other things of value exchanged in return for said donations.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that the donations as described in ATTACHMENT A are hereby accepted.

BE IT FURTHER RESOLVED, that the Township Council of the Township of Marlboro hereby extends its thanks and appreciation to the various donors for their support of the Township of Marlboro.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Township Business Administrator
- b. Chief Financial Officer
- c. Chief of Police

ATTACHMENT A

<u>Donor</u>	<u>Address</u>	<u>Items</u>	<u>Estimated Value</u>
Wegmans Food Markets	55 U.S. Highway 9 Manalapan, NJ, 07726	Cupcakes	\$300.00
Chartwell Food Service	1980 Township Drive Marlboro, NJ, 07746	Rice Crispy Treats, Cookies	\$100.00
Whole Foods Market	133 U.S. Highway 9 Englishtown, NJ, 07726	\$60 Gift Card	\$60.00
Costco Wholesale Corporation	18 Route 9 North Morganville, NJ, 07751	Cookies, Water Bottles	\$162.00
The Food Emporium	460 County Road 520 Marlboro, NJ, 07746	Assorted Cookies	\$60.00
Asian Food Market	79 Main Street Marlboro, NJ, 07746	Two boxes of Fortune Cookies	\$68.00
Chick-fil-A	770 Texas Road Old Bridge, NJ, 08857	Hot Cocoa	\$150.00
Shop Rite Supermarket	280 U.S. Highway 9 Marlboro, NJ, 07751	Water Bottles	\$120.00

RESOLUTION #2023-046

RESOLUTION AUTHORIZING AWARD OF STATE OF NEW JERSEY, AND
VARIOUS COOPERATIVE PURCHASING SYSTEM CONTRACTS TO
VARIOUS VENDORS FOR THE PURCHASE OF AUTO, TRUCK, HEAVY
EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES FOR THE
DEPARTMENT OF PUBLIC WORKS DIVISION OF VEHICLE

WHEREAS, pursuant to N.J.S.A. 40A:11-12, a municipality may, without advertising for bids, purchase goods under any contract for such goods entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, a municipality is also authorized to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from bids obtained by a cooperative pricing system such as the Somerset County, Monmouth County or ESCNJ pricing systems pursuant to the authority provided by N.J.S.A. 40A:11-11(6); and

WHEREAS, the Somerset County Cooperative Purchasing Program, the Monmouth County Cooperative Purchasing Program and ESCNJ have conducted public bid processes and awarded contracts to various vendors for the provision of AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES; and

WHEREAS, the Public Works Department has indicated that the various vendors listed below have agreed to extend the State Contract and Cooperative pricing as indicated to Marlboro Township; and

WHEREAS, the Department of Public Works Division of Vehicle Maintenance, of the Township of Marlboro, is in need of AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES in order to maintain the Township vehicle fleet; and

WHEREAS, at this time, the Director of Public Works Department has recommended the award of contracts as follows:

Somerset County Co-Op		
Vendor	Contract Number	Amount
D&B Auto	CC0113-22	\$ 70,000.00
Eastern Auto Parts	CC0113-22	\$ 8,000.00
Gabrielli Kenworth / Peterbilt	CC-0129-21	\$ 20,000.00
Garwood Auto Parts	CC0113-22	\$ 30,000.00
Hoover Truck & Bus center	CC-0129-21	\$ 5,000.00
The Hose Shop Inc.	CC-0129-21	\$ 5,000.00
Campbell Freightliner	CC-0129-21	\$ 10,000.00
Total		\$ 148,000.00

Monmouth County Cooperative Purchasing		
Vendor	Contact Number	Amount
Allied Diesel	F-4-2023	\$ 5,000.00
At Northern New Jersey LLC	F-14-2022	\$ 27,500.00
Brices Auto Supply	F-34-2021	\$ 5,000.00
C&M Auto Parts	F-3-2022	\$ 8,000.00
	F-25-2022	\$ 8,000.00
Electro Batteries, Inc.	F-35-2022	\$ 7,500.00
Jesco	F-2-2023	\$ 3,500.00
Memphis Equipment Corp.	F-19-2021	\$ 15,000.00
Sea Breeze Ford	F-57-2021	\$ 7,500.00
Sea Coast Chevrolet	F-57-2021	\$ 8,000.00
Van Winkle Auto Supply	F-25-2022	\$ 10,000.00
Varga Transmissions	F-5-2022	\$ 10,000.00
Freehold Dodge	F-35-2021	\$ 35,000.00
Service Tire Truck Center	F-12-2022	\$ 20,000.00
Total		\$ 170,000.00

Educational Services Commission of New Jersey		
Vendor	Contract Number	Amount
Foley Inc.	18/19 - 25	\$ 32,500.00
Groff	18/19 - 25	\$ 5,000.00
Hudson County Motors	20/21 – 55	\$ 7,500.00
Omaha Standard	20/21 – 55	\$ 17,500.00
Parts Authority, LLC	20/21-38	\$ 17,500.00
Sanitation Equipment Corporation	20/21 - 55	\$ 10,000.00
Storr Tractor	18/19 - 25	\$ 20,000.00
Trius, Inc	18/19 - 25	\$ 17,500.00
W.E. Timmerman	20/21 – 55	\$ 7,500.00
Total		\$ 135,000.00

State Contract		
Vendor	Contract Number	Amount
A & A Truck Parts	19-GNSV1-00644	\$ 3,000.00
A & K Equipment	88273	\$ 12,000.00
Air Brake & Equipment	40830	\$ 5,000.00
Aurora Environmental	42274	\$ 10,000.00
B. J. and M. Auto	89295	\$ 3,000.00
Brown Hunterdon Mack	20-FLEET-01202	\$ 10,000.00
C & M Auto Parts	86059	\$ 25,000.00
Campbell Freightliner	40814	\$ 7,000.00

Chemung Supply	88262	\$ 15,000.00
Creston Hydraulics	40823	\$ 15,000.00
Custom Bandag Inc.	20-FLEET-00948	\$ 50,000.00
David Weber Oil	20-FLEET-01343	\$ 20,000.00
Elite Emergency Lights	17-FLEET-00749	\$ 5,000.00
Fastenal	19-FLEET-00565	\$ 6,000.00
Freehold Ford	19-FLEET-00918	\$ 20,000.00
Gabrielli Kenworth	20-FLEET-01204	\$ 10,000.00
HA DeHart	40814	\$ 10,000.00
Joseph Fazzio Steel	19-FLEET-01112	\$ 5,000.00
Linde Gas & Equipment	83290	\$ 3,000.00
Midland Radiator Service	89282	\$ 3,500.00
Norcia	89298	\$ 5,000.00
Norman's Auto Services	21-GNSV1-01498	\$ 6,000.00
Parts Authority	20-FLEET-00984	\$ 10,000.00
Perth Amboy Springs	89276	\$ 8,000.00
R & H Spring	89291	\$ 5,000.00
Route 1 Dodge	40802	\$ 25,000.00
Sea Coast Chevrolet	40799	\$ 5,000.00
Storr Tractor	43038	\$ 15,000.00
Trius, Inc.	21-FLEET-01453	\$ 32,500.00
Varga Transmission Center	40828	\$ 10,000.00
Total		\$ 359,000.00

; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey for the Department of Public Works to obtain auto and truck parts and supplies under State Contract and through the Purchasing Cooperatives in order to maintain the Township vehicle fleet; and

WHEREAS, funds, subject to available budget appropriations will be certified by the Chief Financial Officer at the time of order; and

WHEREAS, the Township Council desires to approve the purchase of said AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from the aforementioned vendors pursuant to the bid obtained by the Somerset County Cooperative Purchasing Program, for a total amount not to exceed \$148,000.00.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from the aforementioned vendors pursuant to the bid obtained by the Monmouth County Cooperative Purchasing Program, for a total amount not to exceed \$170,000.00.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from the aforementioned vendors pursuant to the bid obtained by the ESCNJ Cooperative Purchasing Program, for a total amount not to exceed \$135,000.00.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from the vendors and under the State Contracts identified above in an amount not to exceed \$359,000.00.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Business Administrator
- b. Director of Public Works
- c. Chief Financial Officer

RESOLUTION #2023-047

AUTHORIZING APPROVAL TO SUBMIT AN GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS
FY 2023 Local Recreation Improvement Grant (LRIG)

WHEREAS, Governor Murphy has appropriated \$25 million in the FY2023 budget for the Local Recreation Improvement Grant to support urgent improvement and repairs to public recreation facilities during this time of heightened community need; and

WHEREAS, the Local Recreation Improvement Grant is a competitive grant that supports improvement and repair of public recreation facilities including local parks, municipal recreation centers, and local stadiums; and

WHEREAS, the Township of Marlboro wishes to apply for funding in the estimated amount of \$250,000.00 through this program to improve and repair recreation facilities in its parks including Hawkins Park, Woodcliff Park, Marlboro Crossing Park and the Recreation Center as identified in its multi-year capital plan.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Township of Marlboro formally approves the grant application for the FY 2023 Local Recreation Improvement Grant (LRIG) program to improve and repair recreation facilities in Township parks.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as FY 2023 Local Recreation Improvement Grant (LRIG) to the New Jersey Department of Community Affairs on behalf of the Township of Marlboro.

BE IT FURTHER RESOLVED, that the Township of Marlboro recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Township of Marlboro and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that Mayor, Jonathan Hornik and Susan A. Branagan, Municipal Clerk are hereby authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

RESOLUTION #2023-048

RESOLUTION AUTHORIZING THE TAX COLLECTOR OF THE TOWNSHIP OF MARLBORO TO ENTER INTO INSTALLMENT PAYMENT AGREEMENTS FOR PROPERTY TAX ARREARS AND DELINQUENT WATER CHARGES IN AN AMOUNT NOT TO EXCEED TWO THOUSAND FIVE HUNDRED (\$2,500.00) DOLLARS

WHEREAS, due to the COVID-19 pandemic, a number of customers of the Water Utility have experienced financial hardship; and

WHEREAS, The New Jersey Department of Community Affairs (the "DCA") has established the Low Income Household Water Assistance Program (the "Program") to assist low-income households who have delinquent balances on their residential water bills; and

WHEREAS, the Township Council authorized participation in the Low-Income Household Water Assistance Program (the "Program") via Resolution #2022-147 on June 15, 2022; and

WHEREAS, as a condition of participating in the Program, the Township must offer installment plans on delinquent balances; and

WHEREAS, Colleen Dolan, the Tax Collector of the Township of Marlboro, has received requests from customers of the Water Utility who have asserted a hardship with respect to the payment of the water service charges and have requested an installment payment agreement to pay assessed water charges in accordance with an installment payment plan; and,

WHEREAS, N.J.S.A. 54:5-19 authorizes installment payment agreements for property tax arrears and other charges which would be a lien against real property such as delinquent water charges; and

WHEREAS, Chapter 4, Article XI, Section 4-57 B(5) of the Marlboro Township Code grants authority to the Tax Collector to enter into installment payment agreements for delinquent water charges in an amount not to exceed \$1,000.00; and

WHEREAS, the Tax Collector has requested approval from the Township Council to enter into installment payment agreements for property tax arrears and/or delinquent water charges in excess of \$1,000.00, not to exceed \$2,500.00, in cases of hardship; and

WHEREAS, the installment payment agreements must provide payments large enough to pay back the tax arrears or delinquent charges and must require that all taxes or other charges are kept current as they come due; and

WHEREAS, the installment payment agreements must be reduced to a written agreement signed by the property owner.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that it hereby grants its authority to Colleen Dolan, the Tax Collector of the Township of Marlboro, to enter into installment payment agreements for tax arrears and delinquent water charges in the case of hardships in an amount exceeding \$1,000.00, not to exceed \$2,500.00, and said installment payment agreements are to provide that all taxes or other charges are to be kept current as they become due and shall require prompt payments of the installment payments agreed to.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Township Business Administrator
- b. Chief Financial Officer
- c. Colleen Dolan, Tax Collector

RESOLUTION #2023-049

EMERGENCY TEMPORARY APPROPRIATION
PRIOR TO ADOPTION OF THE BUDGET

WHEREAS, N.J.S.A. 40A:4-20 provides authorization for an emergency temporary appropriation for the period between the beginning of the current fiscal year and before the adoption of the 2023 municipal budget; and

WHEREAS, the total emergency temporary resolutions adopted in the year CY 2023 pursuant to the provisions of N.J.C.A. 40A 4-20 (Chapter 96, P.L.1951 as amended) including this resolution total: \$18,594,129.57 for the municipal budget, \$4,974,974.14 for the operations of the water utility, and \$788,214.53 for the operations of the recreation and swim utility; and

NOW THEREFORE, BE IT RESOLVED, that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. An emergency temporary appropriation be and the same is hereby made for each of the accounts listed on the attached.
2. That each said emergency temporary appropriation will be provided for in the CY 2023 budget under the same title as appropriated above.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

RESOLUTION #2023-050

RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER'S AGREEMENT BY AND BETWEEN H&S BUILDERS, LLC AND THE TOWNSHIP OF MARLBORO FOR THE CONSTRUCTION AND INSTALLATION OF CERTAIN WATER SYSTEM IMPROVEMENTS RELATED TO THE PROPERTY LOCATED AT OR NEAR THE INTERSECTION OF HARPER WAY AND DEERFIELD ROAD ALSO KNOWN AS BLOCK 180, LOT 83.14

WHEREAS, H&S Builders, LLC (the "Developer") is the contract purchaser and developer of certain real property located at or near the intersection of Harper Way and Deerfield Road, which is known as Block 180, Lots 83.14 in the Township of Marlboro, County of Monmouth, State of New Jersey (the "Property"); and

WHEREAS, an application was originally made by Crine Realty, Inc. to the Marlboro Township Planning Board ("Planning Board") for

Preliminary and Final Major Subdivision and Site Plan Approval through Application No. PB-1110-14 to construct thirteen (13) single-family homes and a stormwater management lot, as outlined in Resolution No. PB-1110-14 granting Preliminary and Final Major Subdivision Approval, which was adopted on January 15, 2020 (the "Project"); and

WHEREAS, the approved Subdivision and Site Plan calls for certain improvements, and, although the Developer is not the original applicant to the Planning Board, the Developer agreed to be bound by all responsibilities and obligations as though the original applicant and to construct those improvements as shown on the Approved Plan and records before the Planning Board; and

WHEREAS, Developer has requested water service for the Project from the Marlboro Township Water Utility Division; and

WHEREAS, the Township of Marlboro (the "Township") has determined that to ensure the availability of water service to the Developer, the Developer should be required to construct and install certain water system improvements; and

WHEREAS, the Township Attorney has reviewed the Developer's Agreement attached hereto as Attachment A, which concerns the construction and installation of certain water system improvements; and

WHEREAS, after analysis and review, the Township has determined it is in its best interest to enter into the Developer's Agreement to memorialize the terms and conditions associated therewith in a form substantially similar to the attached agreement, subject to the review and approval of the Township Attorney; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro as follows:

1. The foregoing recitals are hereby incorporated by reference as if fully set forth herein.
2. The Mayor and Municipal Clerk be and are hereby authorized to execute the Developer's Agreement with H&S Builders, LLC, for the purpose of providing water service and memorializing the obligations and commitments of H&S Builders, LLC, in a form substantially similar to the agreement attached as Attachment A, subject to the review and approval of the Township Attorney.
3. This Resolution shall take effect immediately.

RESOLUTION #2023-051

LIEN REDEMPTIONS

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$76,516.46 as per Schedule "A".

WHEREAS, the holders of the above-mentioned tax sale certificates are entitled to the amount of the sale plus interest and costs.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that the amount of \$76,516.46 be refunded to the certificate holders as per Schedule "A".

SCHEDULE "A"

<u>LIEN NO</u>	<u>BLOCK/LOT</u>	<u>LIENHOLDER</u>	<u>AMOUNT</u>
2019-023	180/12	Fig Cust FIGNJ 19, LLC	
	19,580.05	PO Box 669507	
		Dallas, TX 75266-9507	
		Assessed Owner:	
		Tennent Road Holdings LLC	
2022-030	277/12	Evolve Bank & Trust	
	56,936.41	6000 Poplar Ave, Suite 300	
		Memphis, TN 38119	
		Assessed Owner:	
		Gregory, Patricia	

RESOLUTION #2023-052

TAX SALE REFUNDED TO WESTERN MONMOUTH
UTILITIES AUTHORITY (WMUA)

WHEREAS, tax sale certificates sold at the 2022 Tax Lien Sale included delinquent sewer charges in the amount of \$14,235.53 as per Schedule "A".

WHEREAS, the above-mentioned tax sale certificates were bought by a third party.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that the above-mentioned sewer charges in the amount of \$14,235.53 be refunded to the W.M.U.A.

Schedule A

BLOCK	LOT	QUAL	ADDRESS	AMOUNT
116	14		502 ROUTE 79	\$570.86
122	36		18 TENNENT ROAD	\$180.37
138	2		58 ROOSEVELT AVENUE	\$463.81
143.08	3		370 STERLING DRIVE	\$270.74
160.03	15		403 GALLYA GROVE	\$353.27
163	2		20 HIGH STREET	\$258.32
171	36.01		59 STATION ROAD	\$244.79
171	76		25 STATION ROAD	\$595.63
178	2	C0125	125 BEDFORD PLACE	\$192.72
178	2	C0343	343 YORKSHIRE PLACE	\$373.07
178	2	C0431	431 HANCOCK PLACE	\$373.07
178	2	C0461	461 HAWTHORNE PLACE	\$339.46
178	2	C0499	499 HAWTHORNE PLACE	\$475.00
192	68		11 STONY HILL DRIVE	\$375.02
193.02	54.19		31 PUEBLO COURT	\$322.66
193.06	2		204 HICKORY LANE	\$491.81
221	6		16 HUDSON STREET	\$530.20
243	6		11 LIBERTY ROAD	\$575.28
253	26		9 TRUMAN DRIVE	\$616.16
262	14		3 BRUCE ROAD	\$175.24
264	3		5 FLOYD WYCKOFF DRIVE	\$237.18
270	20		2 SANDBURG DRIVE	\$493.91
277	12		13 BENET DRIVE	\$459.91
280	4		3 MARKHAM DRIVE	\$194.27
285	25		19 LONGFELLOW TERRACE	\$248.71
307	27		4 OXFORD COURT	\$474.98
312	49		30 SUSAN DRIVE	\$199.09
337	22		75 ROBERTSVILLE ROAD	\$404.04
398	9		18 CEDAR COURT	\$552.89
407	2		64 HERON DRIVE	\$231.91
412	62		53 HERON DRIVE	\$297.06
412	217		38 HUMMINGBIRD COURT	\$588.34
412	297		21 KINGLET AVENUE	\$497.42
412	314		53 BARN SWALLOW BOULEVARD	\$237.41
412	316		49 BARN SWALLOW BOULEVARD	\$532.18
412.05	12		20 KINGLET AVENUE	\$584.05
421.02	13		5 COLERIDGE DRIVE	\$224.70
TOTAL				\$14,235.53

RESOLUTION #2023-053

AUTHORIZING PAYMENT TO WESTERN MONMOUTH UTILITIES
AUTHORITY FOR PAYMENTS MADE AT TAX SALE

WHEREAS, delinquent sewer charges totaling \$40,534.32 were paid to the Township on behalf of Western Monmouth Utilities Authority to avoid tax sale as per Schedule "A",

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that the above-mentioned sewer charges in the amount of \$40,534.32 be refunded to Western Monmouth Utilities Authority.

Schedule A

BLOCK	LOT	QUAL	ADDRESS	AMOUNT
122	21		511 ROUTE 79	\$193.40
178	2	C0387	387 YORKSHIRE PLACE	\$243.04
193.10	14		108 CHEYENNE DRIVE	\$199.95
121	2.01		32 TENNENT ROAD	\$441.45
176	7	C0603	603 WINDFLOWER CT	\$371.19
178	2	C0541	541 MANCHESTER PL	\$199.42
178	290	C0010	10 ISABEL CT	\$373.07
178	290	C0350	350 BERNARD DRIVE	\$463.99
180	72		35 WESTBROOK DRIVE	\$176.67
180	83.45		45 DEERFIELD ROAD	\$373.07
180	83.49		5 DEERFIELD ROAD	\$324.55
204	11		9 POLLACK DRIVE	\$365.21
255	57		25 PRINCE WILLIAM RD	\$356.26
284	13		5 MACLEISH ROAD	\$283.01
287	16		412 UNION HILL ROAD	\$213.23
288	29	C0195	195 FORSYTHIA LANE	\$315.56
288	29	C0382	382 BAYBERRY COURT	\$244.97
334	12		30 QUEBEC ROAD	\$219.87
339	34		4 NANCY ROAD	\$589.39
396	1	C0204	204 PEAR DRIVE	\$297.09
412.01	30		51 ANNETTE DRIVE	\$456.77
178	290	C0194	194 NATHAN DRIVE	\$350.39
193.02	14		120 ROLLING HILL DR	\$331.99
231	11		27 HASTINGS ROAD	\$590.06
326	11		74 OTTOWA ROAD S	\$461.82
334	8		22 QUEBEC ROAD	\$152.74
403	30		28 NASHUA DRIVE	\$198.33
412.05	26		7 BLUEBIRD LANE	\$363.72
119.01	33		44 RACHAEL DRIVE	\$452.49
120.02	14		416 IRONWOOD LANE	\$478.46
147	32.13		30 ELLIS CT	\$227.87
148	10.03		2 REGAL DRIVE	\$497.42
159	3.07		607 LUYSTER PLACE	\$196.73
159	3.37		209 INDEPENDENCE WAY	\$477.99
176	7	C0605	605 WINDFLOWER COURT	\$233.12
178	2	C0501	501 HAWTHORNE PLACE	\$487.61
178	292		173 AMBOY ROAD	\$734.27
187	12		10 BARCLAY STREET	\$463.61
188	8		8 ADAMS STREET	\$307.20
193	23		52 AMAGANSETT DR	\$223.72
206	12		22 ROCKWELL CIRCLE	\$354.39
206.06	4		52 ROCKWELL CIRCLE	\$378.00
216	3		10 HERBERT STREET	\$248.56

225	55		55 RIVER DRIVE	\$399.42
243	17		69 WYNCREST ROAD	\$244.98
253	20		23 TRUMAN DRIVE	\$601.99
267	15		3 SHERBROOKE LANE	\$298.40
274	20		15 GUEST DRIVE	\$469.42
286	18		7 LONGFELLOW TERRACE	\$287.40
300	33		43 REGINA ROAD	\$387.33
301	22		4 VICTORIA COURT	\$469.41
312	43		18 SUSAN DRIVE	\$333.37
312	151		27 BROOKSIDE CIRCLE	\$495.55
339	73		15 ALISON COURT	\$618.03
358	1.14		42 WITHERSPOON WAY	\$575.19
371	78		3 WEATHERVANE WAY	\$604.98
374	16		9 HOMESTEAD CIRCLE	\$212.16
396	1	C0036	36 ORANGE DRIVE	\$346.16
396	1	C0143	143 TANGERINE DRIVE	\$557.10
398	10		20 CEDAR COURT	\$311.50
400	30		52 MANOR DRIVE	\$347.25
403	9		15 CANNONADE DRIVE	\$449.07
407	35		2 HERON DRIVE	\$324.55
410	13		11 BRIDLE WAY	\$955.06
411	5		30 COLTS RUN	\$238.46
412	307	C0063	63 THRASHER COURT	\$225.61
412.08	8		17 BARN SWALLOW BLVD	\$312.11
414	15		39 OLD MILL ROAD	\$426.77
108	9		200 TEXAS ROAD	\$233.76
120	18		52 TENNENT ROAD	\$606.70
176	7	C0763	763 BANYAN COURT	\$203.59
176	7	C0823	823 MARIPOSA COURT	\$287.72
180.01	31		330 DEERFIELD ROAD	\$287.58
193.09	22		42 SHAWNEE WAY	\$339.45
207	21		476 ROUTE 520	\$653.79
211	4		21 MAYWOOD DRIVE	\$616.16
264	35		43 HALIFAX DRIVE	\$379.94
270	24		12 SANDBURG DRIVE	\$442.46
285	8		3 POE COURT	\$288.74
312	8		15 ALGONQUIN DRIVE	\$365.60
370	12		31 WINDFALL LANE	\$610.41
371	67		52 HOMESTEAD CIRCLE	\$214.88
412.03	9		18 WARBLER ROAD	\$614.14
421.04	22		16 COLERIDGE DRIVE	\$488.02
119.03	16		63 PETRA DRIVE	\$173.42
127	7		18 BALDWIN AVENUE	\$338.02
143.02	65		224 WOODCLIFF BLVD	\$365.23
178	2	C0109	109 BEDFORD PLACE	\$399.79

214.03	48		79 STEVENSON DRIVE	\$350.17
337	1		39 CANADIAN WOODS RD	\$338.83
407	8		52 HERON DRIVE	\$399.79
410	14		30 STEEPLECHASE DRIVE	\$245.78
191	8		50 STONY HILL DRIVE	\$288.67
207	22.03		3 EGRET LANE	\$248.71
176	110		711 GINESI DRIVE	\$232.23
268.07	4		562 UNION HILL ROAD	\$371.10
298	10		17 PRIDES LANE	\$235.04
412	231		73 KINGFISHER COURT	\$574.94
104	2		196 GREENWOOD ROAD	\$357.86
143.02	44		58 WATERFORD AVENUE	\$621.84
176	7	C0929	929 LILY COURT	\$222.56
178	2	C0453	453 HAWTHORNE PLACE	\$246.87
275	18		35 SANDBURG DRIVE	\$493.64
299	80		9 RYEGATE LANE	\$365.78
305	124		11 LAKE ONTARIO LANE	\$215.18
344	7		13 INGERSOLL ROAD	\$424.01
397	2		14 CLOVERLEAF DRIVE	\$604.97
222	13		17 HUDSON STREET	\$384.03
TOTAL				\$40,534.32

RESOLUTION #2023-054

AUTHORIZING PAYMENT TO WESTERN MONMOUTH UTILITIES AUTHORITY FOR
PAYMENTS MADE PRIOR TO TAX SALE

WHEREAS, delinquent sewer charges totaling \$402.63 were paid to the Township on behalf of Western Monmouth Utilities Authority as per Schedule "A",

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro that the above-mentioned sewer charges in the amount of \$402.63 be refunded to Western Monmouth Utilities Authority.

Schedule A				
BLOCK	LOT	QUALIFIER	PROPERTY LOCATION	AMOUNT
178	290	C0141	141 Nathan Drive	\$402.63
Total Refunded to WMUA				\$402.63

Citizen's Voice:

Frank Festa of 1727 Ramapo Way, Scotch Plains said that he has not received engineering approval to proceed with building on his commercial property.

Walter Solomon of 43 Samantha Drive mentioned his ongoing concerns with the construction at 606 Robert Court.

Geoffrey Krenkel of 41 Samantha Drive discusses his ongoing concerns with the construction at 606 Robert Court.

Valerie Dulan and Raymond Sarinelli of Nisivoccia LLP was awarded the professional service contract for auditing services and said that they look forward to working with Marlboro Township.

Steve Fridman 14 Kings Court, Monroe, NJ discusses his concerns with security at the aftercare school program.

At 7:25 p.m., Council Vice President DiNuzzo moved that the meeting be adjourned. This was seconded by Councilwoman Marder, and as there was no objection, the Municipal Clerk was asked to cast one ballot.

MINUTES APPROVED: FEBRUARY 9, 2023

OFFERED BY: DINUZZO

AYES: 4

SECONDED BY: MARDER

NAYS: 0

ABSTAIN: SCALEA

SUSAN A. BRANAGAN,
MUNICIPAL CLERK
020923

JUNED QAZI,
COUNCIL PRESIDENT